

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ASTROPOWER LIQUIDATING TRUST, f/k/a  
ASTROPOWER, INC.,

Plaintiff,

vs.

Civil Action No. 06-469 (JJF)

KPMG LLP,

Defendant.

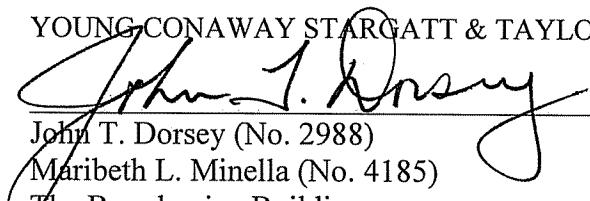
**DEFENDANT KPMG LLP'S REQUEST FOR ORAL  
ARGUMENT PURSUANT TO D. DEL L.R. 7.1.4**

Pursuant to D. Del. LR 7.1.4, Defendant KPMG LLP hereby requests oral argument on Defendant KPMG LLP's Motion to Dismiss [D.I. 9]. Briefing on Defendant's Motion to Dismiss is complete. A list of all relevant pleadings, with related docket numbers, follows:

1. Defendant KPMG LLP's Motion to Dismiss [D.I. 9];
2. Defendant KPMG LLP's Opening Brief In Support of Motion to Dismiss [D.I. 10];
3. C. Hertrich Declaration in Support of KPMG Motion to Dismiss [D.I. 11];
4. D. Petron Declaration in Support of KPMG Motion to Dismiss [D.I. 12];
5. Appendix to Defendant KPMG LLP's Motion to Dismiss [D.I. 13];
6. Plaintiff's Response in Opposition to Defendant's Motion to Dismiss [D.I. 17];
7. Compendium of Unreported Decisions to Plaintiff's Response in Opposition to Defendant's Motion to Dismiss [D.I. 18];
8. Reply Brief in Support of Defendant KPMG LLP's Motion to Dismiss [D.I. 19].

Dated: March 15, 2007

YOUNG CONAWAY STARGATT & TAYLOR, LLP

  
John T. Dorsey (No. 2988)  
Maribeth L. Minella (No. 4185)  
The Brandywine Building  
1000 West Street, 17th Floor  
Wilmington, Delaware 19801  
Telephone: (302) 571-6600  
Facsimile: (302) 571-1253

- and -

Joseph Warganz  
Associate General Counsel  
KPMG LLP  
757 Third Avenue  
New York, NY 10017

SIDLEY AUSTIN LLP  
Michael D. Warden  
David S. Petron  
1501 K Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 736-8000  
Facsimile: (202) 736-8711

**CERTIFICATE OF SERVICE**

I, Maribeth L. Minella, Esquire, hereby certify that on this 15<sup>th</sup> day of March 2007, I caused a true and correct copy of the Request for Oral Argument to be filed with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Daniel Bartley Rath ([rath@lrclaw.com](mailto:rath@lrclaw.com))  
Maribeth Leslie Minella ([bank@ycst.com](mailto:bank@ycst.com))  
Kerri King Mumford ([mumford@lrclaw.com](mailto:mumford@lrclaw.com))  
Ross H. Parker ([rparker@munsch.com](mailto:rparker@munsch.com))  
Phil C. Appenzeller, Jr. ([pappenzeller@munsch.com](mailto:pappenzeller@munsch.com))

I further certify that I have served the parties listed on the service list below in the manner indicated.

/s/ Maribeth L. Minella  
Maribeth L. Minella

Phil C. Appenzeller, Jr., Esq  
Ross H. Parker, Esq.  
Munsch Hardt Kopf & Harr, P.C.  
500 N. Akard, Suite 3800  
Dallas, TX 75201  
(Astropower Liquidating Trust)  
***First Class Mail***

Daniel B. Rath, Esq  
Kerri K. Mumford, Esq.  
James S. Green, Jr., Esq.  
Landis Rath & Cobb LLP  
919 Market Street, Suite 600  
P.O. Box 2087  
Wilmington, DE 19899  
(Astropower Liquidating Trust)  
***Hand Delivery***

Michael D. Warden, Esq  
David S. Petron, Esq.  
Sidley Austin LLP  
1501 K. Street, N.W.  
Washington, D.C. 20005  
(KPMG, LLP)  
***First Class Mail***